

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI**

THE BACKER LAW FIRM, LLC, on behalf)	
of itself and all those similarly situated,)	
)	
Plaintiff,)	
)	
v.)	Case No: 4:15-CV-00327-SRB
)	
COSTCO WHOLESALE CORPORATION,)	
)	
Defendant.)	

PLAINTIFF’S MOTION FOR CLASS CERTIFICATION

COMES NOW Plaintiff and, pursuant to Rule 23, respectfully moves the Court for an Order:

(a) Determining that Plaintiff’s TCPA claim against Defendant shall be maintained as a class action with the proposed Plaintiff class defined as:

All persons or entities appearing in the *List of Class Members* to whom Defendant sent one or more facsimiles promoting its products, services, or memberships between April 2, 2011 and April 2, 2015.

Excluded from the class are ABC Business Forms, Inc., Defendant and its officers, directors, and employees, Defendant’s counsel, any persons who previously have settled TCPA claims with Defendant, the Court and Court personnel, and counsel for the Plaintiff.

The *List of Class Members* contains information designated by Defendant as confidential and, therefore, is being provided to the Court under seal.

- (b) Appointing Plaintiff The Backer Law Firm, LLC as class representative;
- (c) Appointing Noah K. Wood and Ari N. Rodopoulos of the Wood Law Firm, LLC as lead class counsel; and
- (d) Any other relief the Court deems just and proper.

WHEREFORE, for the reasons set forth here and in Plaintiff's Memorandum in Support, filed herewith, Plaintiff respectfully requests this Court to grant its Motion for Class Certification.

Respectfully submitted,

WOOD LAW FIRM, LLC

By: /s/ Ari N. Rodopoulos
Noah K. Wood MO #51249
noah@woodlaw.com
Ari N. Rodopoulos MO #58777
ari@woodlaw.com
1100 Main Street, Suite 1800
Kansas City, MO 64105-5171
T: (816) 256-3582
F: (816) 337-4243
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of February, 2017, the foregoing document was filed with the clerk of the court using the court's CM/ECF system, which will serve notice on all parties of record.

By: /s/ Ari Rodopoulos
Attorneys for Plaintiff